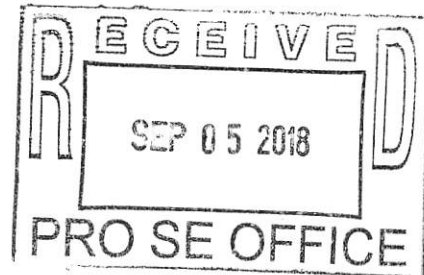


**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

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HILLARY LAWSON, KRISTINA HALLMAN, :  
STEPHANIE CALDWELL, MOIRA :  
HATHAWAY, MACEY SPEIGHT, :  
ROSEMARIE PETERSON and LAUREN : CIVIL ACTION NO.  
FULLER, : 1:17-cv-06404(BMC)  
Plaintiffs, :  
v. :  
HOWARD RUBIN, JENNIFER POWERS, :  
YIFAT SCHNUR, STEPHANIE SHON, JOHN :  
DOE, BLUE ICARUS, LLC, and the DOE :  
COMPANY, :  
Defendants.

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**MOTION TO QUASH SUBPOENA DUCES TECUM**

PLEASE TAKE NOTICE Robert Aloï moves for an order quashing the subpoena duces tecum served upon him, and for a protective order blocking the taking of his deposition in this action, and further blocking the disclosure of investigative reports, notes, and materials, and granting a stay of discovery.

**ARGUMENT**

Defendant Rubin's subpoena violates the Federal Rules of Civil Procedure. Under Rule 45, a court is required to quash a subpoena that fails to allow enough time to comply.

- I. Defendant Rubin's Subpoena Fails to Allow a Reasonable Time to Comply The subpoena requesting an extensive list of documents was served less than fourteen (14) days before the date required to produce, an insufficient amount of time for Robert Aloï to comply. Mr. Aloï was served after 6pm EST on a Friday evening. There were no issues with service as this was the first attempt at serving and was made without any delays on Mr. Aloï's behalf. Rule 45(c)(3)(i) provides that the Court "must quash or modify a subpoena that fails to allow a reasonable time to comply." (emphasis added). This subpoena for documents does not allow Robert Aloï enough time to collect, review, and produce these documents in the timeframe proposed by Defendant Rubin's subpoena. The subpoena requests documents from over a three year period, including bank/ payroll statements, emails, phone messages and meeting minutes—some of which may be sensitive, and could not be produced without careful review and, potentially, a protective order. Robert Aloï cannot reasonably comply with the subpoena for documents within fourteen days, and ask this Court to quash the subpoena for documents upon these grounds alone.
- II. Robert Aloï asks this Court to quash the subpoena because Robert Aloï would like to invoke his Fifth Amendment Right. As the subpoena states, Mr. Aloï has an ongoing criminal matter in the State of New Jersey. Complaint Number 1205-W-2017-000988, Police Case #17-01149. This matter is ongoing and any documentation revealed in a matter that Mr. Aloï is not named in would jeopardize the outcome of that case.
- III. Robert Aloï asks this Court to quash the subpoena as one or more of the named Defendants and Plaintiffs may be named in civil litigation brought on by Robert Aloï. Maryland council has been sought concerning filing several claims to one or more of the named parties. Any release of information pursuant to this case may do harm to that Discovery process. These documents include emails, text messages and voice messages that would assist in the claims to be brought by Robert Aloï to some parties named above.
- IV. Defendant Rubin's subpoena is an attempt to circumvent around the discovery process. Robert Aloï is a non named party. The requested information can and should be obtained through the named parties.

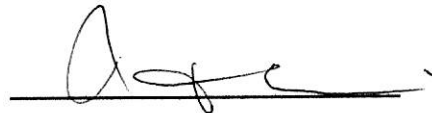
Defendant is asking for information that can be obtained from those parties therefore Mr. Aloï need not be held to an undue burden of time, expense and daily disruption when any information the Defendant Rubin is seeking can be requested from both Plaintiffs and Co Defendants and their council.

Robert Aloï therefore respectfully request that the Motion to Quash Subpoena be granted.

A proposed Order is attached.

DATED: August 30, 2018

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Robert Aloï', is written over a horizontal line.

Robert Aloï

*15480 Annapolis Road #202*

*Bowie, MD 20715*

*301-938-5648*

*Pro Se*

**CERTIFICATE OF SERVICE**

*I hereby certify that on August 30, 2018, I filed the foregoing with the Clerk of court by Mailing this motion to the Clerk of the Courts UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK 225 Cadman Plz E, Brooklyn, NY 11201. I further certify that I Emailed the foregoing document and the notice of filing to counsel of record Benjamin Rosenberg at [Benjamin.rosenberg@dechert.com](mailto:Benjamin.rosenberg@dechert.com).*

A handwritten signature in black ink, appearing to read 'Robert Aloï', is written over a horizontal line.

**Robert Aloï**

**Pro Se**



**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

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DOE, BLUE ICARUS, LLC, and the DOE	:	
COMPANY,	:	
Defendants.	:	

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**ORDER**

Considering Robert Alois' Motion to Quash Subpoena, IT IS ORDERED that Robert Alois' Motion be, and is hereby, GRANTED. IT IS FURTHER ORDERED that Defendant Rubins's August 17 subpoena is hereby quashed to the extent that it seeks documents.

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**BRIAN M. COGAN**  
**UNITED STATES DISTRICT JUDGE**